

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Before the Board of Patent Appeals and Interferences



CAU1211 \$
#9
Hamm
1/6/98

In re Patent Application of

von BORSTEL et al

Serial No. 08/460,186

Filed: June 2, 1996

Title: TREATMENT OF CHEMOTHERAPEUTIC
AGENT AND ANTIVIRAL AGENT TOXICITY
WITH ACYLATED PYRIMIDINE NUCLEOSIDES

Atty Dkt.: 1331-138

C# M#

Group Art Unit: 1211

Examiner: Kunz, G.

Date: November 26, 1997

Honorable Commissioner of Patents
and Trademarks
Washington, DC 20231

Sir:

☒ **NOTICE OF APPEAL**

Applicant hereby appeals to the Board of Appeals from the decision dated
May 27, 1997 of the Examiner twice/finally
rejecting claims 1-25 (\$ 310.00)

\$ 310.00

☐ An appeal **BRIEF** is attached in triplicate in the pending appeal of the
above-identified application (\$ 310.00)

\$ 0.00

☐ An **ORAL HEARING** is requested under Rule 194 (\$ 270.00)
(due within two months after Examiner's Answer)

\$ 0.00

☐ Credit for fees paid in prior appeal without decision on merits

-\$ (0.00)

☐ A reply brief is attached in triplicate under Rule 193(b)

(no fee)

☐ Petition is hereby made to extend the current due date so as to cover the filing date of this
paper and attachment(s) (\$110.00/1 month; \$400/2 months; \$950.00/3 months; \$1,510/4 months)

\$ 950.00

SUBTOTAL \$ 1,260.00

☒ Application is a "small entity"; enter 1/2 of subtotal and subtract

-\$ (630.00)

☐ "small entity" statement attached

SUBTOTAL \$ 630.00

Less month extension previously paid on

-\$ (0.00)

TOTAL FEE ENCLOSED \$ 630.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.
The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should
have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A
duplicate copy of this sheet is attached.

02/02/1997 GRAYNE 00000048 08460186.00 OP
01 FC:2100 North Glebe Road 155.00 OP
8th Floor
Arlington, Virginia 22201-4714
Telephone: (703) 816-4000
Facsimile: (703) 816-4100
LCM:lks

NIXON & VANDERHYE P.C.

By Atty: Leonard C. Mitchard, Reg. No. 29,009

Signature